

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

JOHN GARRETT

Plaintiff

V.

DR. ALIE

Defendant

Civil Action No. 04-863-GMS

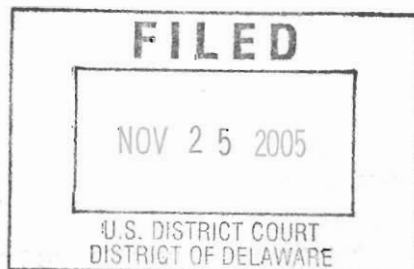
**MOTION FOR SUMMARY JUDGEMENT**

WHEREAS, the Plaintiff filed a Complaint on July 14, 2004 against the above captioned Defendant, and the waiver of service executed as to the Defendant was filed with the Court on January 26, 2005

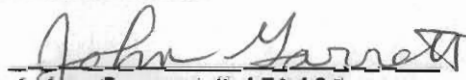
WHEREAS, The Court has not received an answer to the Complaint which was due on March 28, 2005.

WHEREAS, The Court has ordered the Defendant to answer the Complaint within 5 days from the date of November 3, 2005 and the Defendant as of November 25, 2005 still has not answered.

The Plaintiff Respectfully requests after a service of a motion for Summary Judgment on the Defendant's move for a Judgment in the Plaintiffs favor upon all claims.



Respectfully,

  
John Garrett # 158196  
1181 Paddock Road  
Delaware Correctional Center  
Smyrna, De 19977

November 21, 2005

Certificate of Service

I, John Garrett, hereby certify that I have served a true and correct cop(ies) of the attached: Motion For Summary Judgment upon the following parties/person (s):

|                                     |           |
|-------------------------------------|-----------|
| TO: <u>Dr ALie</u>                  | TO: _____ |
| <u>Delaware Correctional Center</u> | _____     |
| <u>1181 Paddock Rd.</u>             | _____     |
| <u>Smyma Dela 19977</u>             | _____     |
| _____                               | _____     |
| TO: _____                           | TO: _____ |
| _____                               | _____     |
| _____                               | _____     |
| _____                               | _____     |
| _____                               | _____     |

BY PLACING SAME IN A SEALED ENVELOPE and depositing same in the United States Mail at the Delaware Correctional Center, Smyma, DE 19977.

On this 21 day of November, 2005  
John Garrett

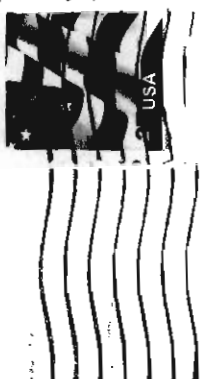
IM John GARRETT

SBI# 158196 UNIT 5-1

DELAWARE CORRECTIONAL CENTER

1181 PADDOCK ROAD

SMYRNA, DELAWARE 19977



OFFICE of The clerk

UNITED STATES DISTRICT COURT

844 North King Street, Lock box 18

Wilmington, Delaware

19801-3570

U.S.M.  
X-RAY